

Debtor 1	Spencer Eric Francis
Debtor 2 (Spouse, if filing)	April Kay Francis
United States Bankruptcy Court for the:	District of <u>Vermont</u> (State)
Case number	<u>15-10314</u>

**Official Form 410S1****Notice of Mortgage Payment Change**

12/15

If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See Bankruptcy Rule 3002.1.

Name of creditor: US Bank Trust National Association, as Trustee of the SCIG Series III TrustCourt claim no. (if known): 6-1

Last 4 digits of any number you use to identify the debtor's account:

8 2 2 4Date of payment change:  
Must be at least 21 days after date of this notice 06/01/2018New total payment:  
Principal, interest, and escrow, if any \$ 1,040.70**Part 1: Escrow Account Payment Adjustment**

## 1. Will there be a change in the debtor's escrow account payment?

 No Yes. Attach a copy of the escrow account statement prepared in a form consistent with applicable nonbankruptcy law. Describe the basis for the change. If a statement is not attached, explain why: \_\_\_\_\_Current escrow payment: \$ 474.09New escrow payment: \$ 368.03**Part 2: Mortgage Payment Adjustment**

## 2. Will the debtor's principal and interest payment change based on an adjustment to the interest rate on the debtor's variable-rate account?

 No Yes. Attach a copy of the rate change notice prepared in a form consistent with applicable nonbankruptcy law. If a notice is not attached, explain why: \_\_\_\_\_

Current interest rate: \_\_\_\_\_ %

New interest rate: \_\_\_\_\_ %

Current principal and interest payment: \$ \_\_\_\_\_ New principal and interest payment: \$ \_\_\_\_\_

**Part 3: Other Payment Change**

## 3. Will there be a change in the debtor's mortgage payment for a reason not listed above?

 No Yes. Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement. (Court approval may be required before the payment change can take effect.)

Reason for change: \_\_\_\_\_

Current mortgage payment: \$ \_\_\_\_\_

New mortgage payment: \$ \_\_\_\_\_

Debtor 1 Spencer Eric Francis  
First Name Middle Name Last NameCase number (*if known*) 15-10314**Part 4: Sign Here**

The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number.

Check the appropriate box.

- I am the creditor.  
 I am the creditor's authorized agent.

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

 /s/ Katie L. Greene

Signature

Date 06/01/2018

Print: Katie L. Greene  
First Name L Middle Name Greene Last Name

Title Bankruptcy Asset Manager

Company SN Servicing Corporation

Address 323 Fifth Street Eureka, CA 95501  
Number 323 Street Fifth Street  
City Eureka State CA ZIP Code 95501

Contact phone (800) 603 - 0836

Email KGreene@snsc.com

Analysis Date: May 09, 2018

SPENCER E FRANCIS  
 APRIL K FRANCIS  
 353 N BRANCH ST  
 BENNINGTON VT 05201

Loan:

Property Address:  
 353N BRANCH STREET  
 BENNINGTON, VT 05201

**Annual Escrow Account Disclosure Statement**  
**Account History**

This is a statement of actual activity in your escrow account from Jan 2018 to May 2018. Last year's anticipated activity (payments to and from your escrow account) is next to the actual activity.

Payment Information	Current:	Effective Jun 01, 2018:
Principal & Interest Pmt:	672.67	672.67
Escrow Payment:	474.09	368.03
Other Funds Payment:	0.00	0.00
Assistance Payment (-):	0.00	0.00
Reserve Acct Payment:	0.00	0.00
Total Payment:	\$1,146.76	\$1,040.70

Escrow Balance Calculation	
Due Date:	Apr 01, 2018
Escrow Balance:	(2,164.00)
Anticipated Pmts to Escrow:	948.18
Anticipated Pmts from Escrow (-):	80.87
Anticipated Escrow Balance:	(\$1,296.69)

Date	Payments to Escrow		Payments From Escrow		Description	Escrow Balance	
	Anticipated	Actual	Anticipated	Actual		Required	Actual
Jan 2018	673.44			*	Starting Balance	0.00	0.00
Jan 2018	673.44			*		0.00	673.44
Jan 2018			7,788.61	*		0.00	1,346.88
Feb 2018	336.72			*		0.00	(6,441.73)
Mar 2018	336.72			*		0.00	(6,105.01)
Mar 2018	1,357.00			* Insurance Refund		0.00	(5,768.29)
Mar 2018	(673.44)			*		0.00	(4,411.29)
Mar 2018	2,309.08			* Escrow Only Payment		0.00	(5,084.73)
Mar 2018	474.09			*		0.00	(2,775.65)
Apr 2018			255.66	* Escrow Disbursement		0.00	(2,301.56)
May 2018	474.09			*		0.00	(2,557.22)
May 2018			80.87	* Escrow Disbursement		0.00	(2,083.13)
May 2018				Anticipated Transactions		0.00	(2,164.00)
May 2018	948.18		80.87	Forced Place Ins		0.00	(2,164.00)
	\$0.00	\$6,909.32	\$0.00	\$8,206.01			(1,296.69)

An asterisk (\*) indicates a difference from a previous estimate either in the date or the amount. If you want a further explanation, please call our toll-free number.

Last year, we anticipated that payments from your account would be made during this period equaling \$0.00. Under Federal law, your lowest monthly balance should not have exceeded \$0.00 or 1/6 of the anticipated payment from the account, unless your mortgage contract or State law specifies a lower amount. Your mortgage contract and State law are silent on this issue.

This shortage may be collected from you over a period of 12 months or more unless the shortage is less than 1 month's deposit, in which case we have the additional option of requesting payment within 30 days. We have decided to collect it over 24 months.

Analysis Date: May 09, 2018

SPENCER E FRANCIS

Loan:

**Annual Escrow Account Disclosure Statement  
Projections for Coming Year**

This is an estimate of activity in your escrow account during the coming year based on payments anticipated to be made to and from your account.

<b>Date</b>	<b>Anticipated Payments</b>			<b>Escrow Balance</b>	
	<b>To Escrow</b>	<b>From Escrow</b>	<b>Description</b>	<b>Anticipated</b>	<b>Required</b>
			Starting Balance	(1,296.69)	1,263.41
Jun 2018	261.36	80.87	Forced Place Ins	(1,116.20)	1,443.90
Jul 2018	261.36	80.87	Forced Place Ins	(935.71)	1,624.39
Aug 2018	261.36	80.87	Forced Place Ins	(755.22)	1,804.88
Sep 2018	261.36	80.87	Forced Place Ins	(574.73)	1,985.37
Oct 2018	261.36	80.87	Forced Place Ins	(394.24)	2,165.86
Nov 2018	261.36	2,165.86	City/Town Tax	(2,298.74)	261.36
Nov 2018		80.87	Forced Place Ins	(2,379.61)	180.49
Dec 2018	261.36	80.87	Forced Place Ins	(2,199.12)	360.98
Jan 2019	261.36	80.87	Forced Place Ins	(2,018.63)	541.47
Feb 2019	261.36	80.87	Forced Place Ins	(1,838.14)	721.96
Mar 2019	261.36	80.87	Forced Place Ins	(1,657.65)	902.45
Apr 2019	261.36	80.87	Forced Place Ins	(1,477.16)	1,082.94
May 2019	261.36	80.87	Forced Place Ins	(1,296.67)	1,263.43
	<hr/> <b>\$3,136.32</b>	<hr/> <b>\$3,136.30</b>			

(Please keep this statement for comparison with the actual activity in your account at the end of the escrow accounting computation year.)

Your escrow balance contains a cushion of \$180.49. A cushion is an additional amount of funds held in your escrow balance to prevent the balance from becoming overdrawn when an increase in the disbursement amount occurs. Under Federal law, your lowest monthly balance should not exceed \$522.72 or 1/6 of the anticipated payment from the account, unless your mortgage contract or State law specifies a lower amount. Your mortgage contract and State law are silent on this issue.

Your ending balance from the last month of the account history (escrow balance anticipated) is (\$1,296.69). Your starting balance (escrow balance required) according to this analysis should be \$1,263.41. This means you have a shortage of \$2,560.10. This shortage may be collected from you over a period of 12 months or more unless the shortage is less than 1 month's deposit, in which case we have the additional option of requesting payment within 30 days. We have decided to collect it over 24 months.

We anticipate the total of your coming year bills to be \$3,136.30. We divide that amount by the number of payments expected during the coming year to obtain your escrow payment.

Case 15-10314 Doc  
New Escrow Payment Calculation  
Desc Unadjusted Escrow Payment  
Surplus Amount:  
Shortage Amount:  
Rounding Adjustment Amount:  
Escrow Payment:

32 Filed 05/11/18 Entered  
Main Document 261.36  
Paying the shortage. If your shortage is paid in full, your new  
Monthly payment will be \$934.03 (calculated by subtracting the  
Shortage Amount to the left and rounding, if applicable). Paying the  
shortage does not guarantee that your payment will remain the same, as  
your tax or insurance bills may have changed. If you would like to pay  
the shortage now, please pay the entire amount of the shortage before  
the effective date of your new payment. To ensure that the funds are  
posted to your account correctly, please notify your asset manager that  
you are paying the shortage.

NOTICE OF RIGHT TO CANCEL PRIVATE MORTGAGE INSURANCE: If you currently pay private mortgage insurance premiums, you may have the right to cancel the insurance. In most cases, you have the right to cancel private mortgage insurance if the principal balance of your loan is 80 percent or less of the current fair market appraised value of your home, and you have a good payment history on your loan. If you want to learn whether you are eligible to cancel this insurance, please contact us at 323 Fifth Street, Eureka, Ca 95501 or 800-603-0836.

1 Michelle R. Ghidotti-Gonsalves, Esq. (SBN 232837)  
2 Jennifer R. Bergh, Esq. (SBN 305219)  
3 Kristin A. Zilberstein, Esq. (SBN 200041)  
4 LAW OFFICES OF MICHELLE GHIDOTTI  
5 1920 Old Tustin Avenue  
6 Santa Ana, CA 92705  
Ph: (949) 427-2010  
Fax: (949) 427-2732  
mghidotti@ghidottilaw.com

7 Attorney for Creditor  
U.S. Bank Trust National Association, as Trustee of the SCIG Series III Trust  
8

9 UNITED STATES BANKRUPTCY COURT

10 DISTRICT OF VERMONT – RUTLAND DIVISION

11  
12 In Re: ) CASE NO.: 15-10314  
13 Spencer Eric Francis and April Kay Francis, ) CHAPTER 13  
14 Debtors. )  
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16 )  
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21 **CERTIFICATE OF SERVICE**

22 I am employed in the County of Orange, State of California. I am over the age of  
23 eighteen and not a party to the within action. My business address is: 1920 Old Tustin  
24 Avenue, Santa Ana, CA 92705.

25 I am readily familiar with the business's practice for collection and processing of  
26 correspondence for mailing with the United States Postal Service; such correspondence would  
27 be deposited with the United States Postal Service the same day of deposit in the ordinary  
28 course of business.

1 | On May 11, 2018 I served the following documents described as:

**• NOTICE OF MORTGAGE PAYMENT CHANGE**

on the interested parties in this action by placing a true and correct copy thereof in a sealed envelope addressed as follows:

6 | (Via United States Mail)

<b>Debtor</b> Spencer Eric Francis 353 North Branch St. Bennington, VT 05201	<b>Chapter 13 Trustee</b> Jan M. Sensenich P.O. Box 1326 Norwich, VT 05055
<b>Joint Debtor</b> April Kay Francis 353 North Branch St. Bennington, VT 05201	<b>U.S. Trustee</b> U S Trustee 74 Chapel St, Ste 200 Albany, NY 12207-2190
<b>Debtor's Counsel</b> Rebecca A Rice 26 West St, Ste 1 Rutland, VT 05701-3274	

xx (By First Class Mail) At my business address, I placed such envelope for deposit with the United States Postal Service by placing them for collection and mailing on that date following ordinary business practices.

Via Electronic Mail pursuant to the requirements of the Local Bankruptcy Rules of the Eastern District of California

xx (Federal) I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on May 11, 2018 at Santa Ana, California

/s / Ariel Del Pinto  
Ariel Del Pinto